GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Sri M. Daniel Village Revenue Officer, Dornala Cluster, Dornala Mandal - Disciplinary action initiated on allegation of irregularities committed in making mutations/ entries in webland - Charges proved - imposed punishment of dismissal from service - Appeal filed - revoke the dismissal - reinstated into service by imposing a punishment of 'withholding of four (4) annual grade increments with cumulative effect - Orders - Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.1105 Dated:29.11.2023

Read the following:

1. CCLA's Ref.No.VS-II(1)/273/2018, Dt:14.03.2018 of the Chief Commissioner of Land Administration, A.P.
2. Proceedings of the CCLA, Ref.No:VS.II(1)/273/2018 (e.451270), Dt:07.03.2023.
3. Appeal petition dt: 04.05.2023 of Sri M.Daniel, VRO, Dornala Village Cluster, Dornala (M) Prakasam District (under Dismissal).
4. From the CCLA, Lr.Ref.No.VS.II(1)/273/2018(e.451270), dt:06/07/2023.

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ORDER:

Whereas, it was brought to the notice of the Government that in the reference 1st read above Common disciplinary proceedings were instituted against Sri K.V.R.V.Prasada Rao, the then Tahsildar, Dornala Mandal and Sri M. Daniel Village Revenue Officer, Dornala Cluster, Dornala Mandal on the allegation of committing irregularities in webland by making false entries without DKT Pattas or passbooks against Govt. lands and dotted lands and caused to obtain Bank loans by ineligible persons fraudulently. After following the due procedure under A.P.C.S (CC&A) Rules, 1991 as two (2) charges framed against Sri M.Daniel, Village Revenue Officer, Dornala Cluster Dornala Mandal are held proved, the Spl.C.S & Chief Commissioner of Land Administration, A.P. Mangalagiri has issued orders imposing a major punishment of "dismissal from service" against Sri M.Daniel Village Revenue Officer, Dornala Cluster, Dornala Mandal vide reference 2nd read above.

2. Aggrieved by the above orders issued by the Spl.C.S & Chief Commissioner of Land Administration A.P., Mangalagiri, Sri M.Daniel, Village Revenue Officer, Dornala Cluster, Dornala Mandal (under dismissal) has filed an appeal petition before the Government stating that he is nothing to do with the entries made in the Web Land. After receipt of the endorsement on the application for assignment he verified and sent the proposal for assignment on the reason that the land which was proposed was not assigned to any others. Further, he reported that the applicant is landless poor and is eligible for assignment. Thereafter, he has no role in grant of assignment and mutation of her name into the Web Land. The Tahsildar is competent authority for verification and grant of assignment and mutation of name in the Web Land. But without considering his role instead of giving the minor punishment for the above mistakes imposed the major penalty of dismissal from service. Hence the impugned order is liable to be set aside. Therefore, he has requested to allow the appeal by setting aside the proceedings of the Chief Commissioner of Land Administration, A.P in the reference 2nd read above where under the petitioner was dismissed from service without proper appreciation of his defense in the enquiry and pass such other order or orders as deem fit and proper in the circumstances of the case.

3. After careful examination of the matter, the appeal petition of the appellant has been admitted and held a personal hearing. The appellant has put forth his defense pleadings stating that the land which was proposed was not assigned to any others and reported that the applicant is landless poor and is eligible for assignment. Thereafter, he has no role in grant of assignment and mutation of her name in to Webland. The Tahsildar is competent authority for verification and grant of

(P.T.O)

assignment and mutation of name in the Web Land. But without considering his role instead of giving the minor punishment for the above mistake imposed the major penalty of dismissal from service. Government is of the opinion that Sri M. Daniel, the VRO Dornala Village recommended assigned lands for mutation without proper records is a notable error. However, it is felt that the penalty imposed is excessive. Hence, it is decided to modify the major penalty of "Dismissal from service" as "withholding of 4 annual grade increments with cumulative effect" duly reinstating him into service.

4. Accordingly, in exercise of the powers conferred under Rule 37 of A.P.C.S (CC&A) Rules, 1991 Government hereby allowed the appeal filed by Sri M. Daniel, the then Village Revenue Officer, Dornala Cluster, Dornala Mandal, Prakasam District (under Dismissal) duly revoking the dismissal proceedings issued by the Chief Commissioner of Land Administration, A.P., Mangalagiri in the reference 2nd read above and reinstate him into service duly modifying the punishment by imposing a major punishment of 'withholding of four (4) annual grade increments with cumulative effect' against him under Rule 9 of A.P.C.S (CC&A) Rulese1991.

5. The Chief Commissioner of Land Administration, A.P., Mangalagiri/ the Collector & District Magistrate, Prakasam District, Ongole shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To
Sri M. Daniel, the then Village Revenue Officer, Dornala Cluster, Dornala Mandal (under dismissal) through the Chief Commissioner of Land Administration, A.P., Mangalagiri.
The Chief Commissioner of Land Administration, A.P., Mangalagiri.
The Collector & District Magistrate, Prakasam District, Ongole.
Copy to:
The Accountant General, Vijayawada.
The Director of Treasuries & Accounts, Ibrahimpatnam, Vijayawada.
The OSD to the Hon'ble Minster (Reve Stamps &Regn).
Sf/Sc.

// FORWARDED :: BY ORDER//

SECTION OFFICER